

1 Eric W. Danly, #201621  
2 Jordan M. Green, #247126  
CITY OF PETALUMA  
CITY ATTORNEY'S OFFICE  
3 11 English Street  
Petaluma, California 94952  
4 Telephone: (707) 778-4362  
Facsimile: (707) 206-6040  
5 [cityatty@ci.petaluma.ca.us](mailto:cityatty@ci.petaluma.ca.us)

6 *Attorneys for Defendants*  
CITY OF PETALUMA  
7 Lieutenant Ron Klein (incorrectly sued as Ron Kline)  
Officer Alec Thompson (incorrectly sued as Alex Thompson)  
8

9 Mr. Sean Sebring  
10 17801 North Highway 101  
Willits, California 95490  
11 Telephone: (707) 775-8197  
[popeiamthegreat@gmail.com](mailto:popeiamthegreat@gmail.com)

12 *Pro Se Litigant*

13  
14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
(OAKLAND)

17 SEAN SEBRING, an individual,  
18 Plaintiff,  
19 v.  
20 RON KLINE, an individual, ALEX  
THOMPSON, an individual, CITY OF  
21 PETALUMA, a California Municipality,  
and DOE 1 through DOE 100, inclusive,  
22 Defendants.  
23

24 Case No.: 4:17-cv-06483-KAW  
25  
26 Complaint Filed: August 10, 2017  
27  
28 **JOINT STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE HEARING ON  
DEFENDANTS' MOTION TO DISMISS  
PLAINTIFF'S FIRST AMENDED  
COMPLAINT**

29 Plaintiff Sean Sebring ("Plaintiff") and Defendants City of Petaluma, Lieutenant Klein  
30 and Officer Thompson ("Defendants") hereby stipulate to continue the upcoming hearing on  
31 Defendants' Motion to Dismiss Plaintiff's First Amended Complaint, currently scheduled to be  
32

1 heard on June 7, 2018. Prior to being notified of the hearing date, Plaintiff purchased airline  
2 tickets to travel out of town to a graduation, he's currently scheduled to leave on June 7, 2018.  
3 After being served with Defendants' Motion, Plaintiff contacted attorneys to see if they could  
4 specially appear on his behalf, but no one is able to do so. During the week of April 23, 2018,  
5 Plaintiff called Defendants' counsel and asked if they would stipulate to continue the hearing,  
6 subject to the Court's approval. Defendants stipulate to continue the hearing to the next available  
7 date and time.

9  
10 WHEREAS, on August 10, 2017, Plaintiff filed a Complaint in Superior Court in Sonoma  
County alleging violations of his civil rights;

11 WHEREAS, on November 8, 2017, Defendants removed this action to federal court  
12 pursuant to federal question jurisdiction;

13 WHEREAS, on November 8, 2017, the Court issued an Order Setting Initial Case  
14 Management Conference and ADR Deadlines;

15 WHEREAS, on November 14, 2017, Defendants filed a Motion to Dismiss Plaintiff's  
16 Complaint, to which he objected;

17 WHEREAS, on December 11, 2017, the Court continued the case management  
18 conference to April 24, 2018 and the case management statement to April 17, 2018;

19 WHEREAS, on February 9, 2018, the Court issued an Order Granting Defendants'  
20 Motion to Dismiss Plaintiff's Complaint and granted Plaintiff leave to amend;

21 WHEREAS, on March 9, 2018, Plaintiff filed a First Amended Complaint;

22 WHEREAS, on March 29, 2018, Defendants filed a Motion to Dismiss Plaintiffs' First  
23 Amended Complaint, a hearing date is scheduled for June 7, 2018;

24 WHEREAS, the parties initial joint case management statement is due July 31, 2018;

25 WHEREAS, the case management conference is currently scheduled on August 7, 2018;

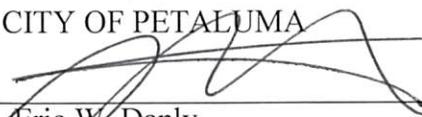
26 WHEREAS, good cause exists to continue the hearing date and neither party will suffer  
27 prejudice by a short continuance;

1 THEREFORE, the Parties respectfully stipulate and request that the hearing be continued  
2 until the next available date, which is Thursday, June 21, 2018 at 1:30 p.m.

3  
4 **IT IS SO STIPULATED.**

5  
6 Respectfully submitted,

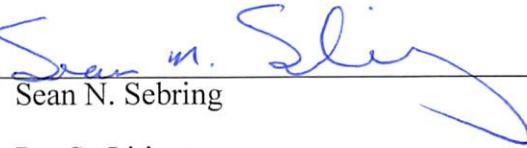
7 Dated: April 26<sup>th</sup> 2018

8 By:   
9 Eric W. Danly  
Jordan M. Green

10 CITY OF PETALUMA  
11 Lieutenant Ron Klein (incorrectly sued as Ron Kline)  
12 Officer Alec Thompson (incorrectly sued as Alex  
Thompson)

13 Dated: April 26, 2018

14 SEAN SEBRING

15 By:   
16 Sean N. Sebring

17 Pro Se Litigant

**[PROPOSED] ORDER**

Based on the stipulation of the Parties, and for good cause appearing, the Court hereby orders that the June 7, 2018 hearing at 11:00 a.m. on Defendants' Motion to Dismiss Plaintiff's First Amended Complaint is continued to June 21, 2018 at 1:30 p.m.:

## IT IS SO ORDERED.

Dated: 4/27, 2018

By:

Kandis Westmore

**HONORABLE MAGISTRATE**

JUDGE KANDIS A. WESTMORE

UNITED STATES DISTRICT COURT

City of Petaluma  
City Attorney's Office  
11 English Street  
Petaluma, California 94952